

# HOUSE JOURNAL

## OF THE

# IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-FIRST LEGISLATURE

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SIXTY-FIRST LEGISLATIVE DAY  
FRIDAY, MARCH 9, 2012

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent and excused – Thompson. Total – 1.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Holly Monaghan, Page.

### Approval of Journal

March 9, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixtieth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Burgoyne. Report adopted.

### Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR  
Boise

March 8, 2012

The Honorable Lawrence Denney  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bills, to wit:

[H 389](#), [H 393](#), as amended, [H 455](#), and [H 475](#)

As Always - Idaho, "Esto Perpetua"  
/s/ C.L. "Butch" Otter  
Governor

March 8, 2012

Mr. Speaker:

I transmit herewith enrolled [S 1333](#) for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled [S 1333](#) and, when so signed, ordered it returned to the Senate.

March 8, 2012

Mr. Speaker:

I return herewith enrolled [H 484](#), [H 489](#), and [H 517](#) which have been signed by the President.

NOVAK, Secretary

Enrolled [H 484](#), [H 489](#), and [H 517](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 8, 2012

Mr. Speaker:

I transmit herewith [SCR 128](#), [SCR 129](#), [S 1321](#), as amended, [S 1271](#), and [S 1375](#) which have passed the Senate.

NOVAK, Secretary

[SCR 128](#), [SCR 129](#), [S 1321](#), as amended, [S 1271](#), and [S 1375](#) were filed for first reading.

March 8, 2012

Mr. Speaker:

I return herewith [HCR 37](#), [H 379](#), [H 460](#), [H 462](#), [H 463](#), [H 526](#), [H 600](#), [H 601](#), and [H 602](#) which have passed the Senate.

NOVAK, Secretary

[HCR 37](#), [H 379](#), [H 460](#), [H 462](#), [H 463](#), [H 526](#), [H 600](#), [H 601](#), and [H 602](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

### Report of Standing Committees

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 585](#) and report it back with amendments attached to be placed on General Orders for consideration.

LAKE, Chairman

[H 585](#) was placed on General Orders for consideration.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [H 603](#), [H 626](#), and [H 633](#) and recommend that they do pass.

NONINI, Chairman

[H 603](#), [H 626](#), and [H 633](#) were filed for second reading.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON ENVIRONMENT, ENERGY, AND TECHNOLOGY, report that we have had under consideration [SJM 105](#) and recommend that it do pass.

RAYBOULD, Chairman

[SJM 105](#) was filed for second reading.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [S 1260](#), [S 1261](#), [S 1262](#), [S 1273](#), and [SCR 112](#) and recommend that they do pass.

MCGEACHIN, Chairman

[S 1260](#), [S 1261](#), [S 1262](#), [S 1273](#), and [SCR 112](#) were filed for second reading.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 631](#) and report it back with amendments attached to be placed on General Orders for consideration.

MCGEACHIN, Chairman

[H 631](#) was placed on General Orders for consideration.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration [H 611](#) and recommend that it do pass.

ANDRUS, Chairman

[H 611](#) was filed for second reading.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 628](#), [S 1231](#), as amended, [S 1313](#), and [S 1319](#) and recommend that they do pass.

PALMER, Chairman

[H 628](#), [S 1231](#), as amended, [S 1313](#), and [S 1319](#) were filed for second reading.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 619](#) and report it back with amendments attached to be placed on General Orders for consideration.

PALMER, Chairman

[H 619](#) was placed on General Orders for consideration.

March 8, 2012

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration [H 551](#) and recommend that it do pass.

BARRETT, Chairman

[H 551](#) was filed for second reading.

March 9, 2012

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [HCR 47](#) and recommend that it do pass.

LOERTSCHER, Chairman

[HCR 47](#) was filed for second reading.

March 9, 2012

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [S 1327](#) and [S 1328](#) and recommend that they do pass.

NONINI, Chairman

[S 1327](#) and [S 1328](#) were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

## Motions, Memorials, and Resolutions

[SCR 128](#) and [SCR 129](#), by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

## Introduction, First Reading, and Reference of Bills and Joint Resolutions

### HOUSE BILL NO. 645

#### BY STATE AFFAIRS COMMITTEE

##### AN ACT

RELATING TO SALARIES OF MEMBERS OF THE PUBLIC UTILITIES COMMISSION, MEMBERS OF THE TAX COMMISSION AND MEMBERS OF THE INDUSTRIAL COMMISSION; AMENDING SECTION 61-215, IDAHO CODE, TO PROVIDE FOR AN INCREASE IN SALARY FOR MEMBERS OF THE PUBLIC UTILITIES COMMISSION; AMENDING SECTION 63-102, IDAHO CODE, TO PROVIDE FOR AN INCREASE IN SALARY FOR MEMBERS OF THE STATE TAX COMMISSION; AND AMENDING SECTION 72-503, IDAHO CODE, TO PROVIDE FOR AN INCREASE IN SALARY FOR MEMBERS OF THE INDUSTRIAL COMMISSION.

### HOUSE BILL NO. 646

#### BY EDUCATION COMMITTEE

##### AN ACT

RELATING TO EDUCATION; AMENDING CHAPTER 3, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-357A, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE A TERM, TO ESTABLISH PROVISIONS RELATING TO AN ANNUAL REPORT, TO ESTABLISH PROVISIONS RELATING TO THE PUBLICATION OF CERTAIN INFORMATION AND TO ESTABLISH PROVISIONS RELATING TO THE POSTING OF CERTAIN INFORMATION ON THE STATE DEPARTMENT OF EDUCATION WEBSITE.

### HOUSE BILL NO. 647

#### BY WAYS AND MEANS COMMITTEE

##### AN ACT

RELATING TO CHARGES FOR MOTOR VEHICLE TRAFFIC INCIDENT RESPONSES; AMENDING CHAPTER 3, TITLE 50, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 50-346, IDAHO CODE, TO DEFINE TERMS, TO PROHIBIT A MUNICIPALITY FROM CHARGING AN INCIDENT RESPONSE FEE FOR THE USE OF EMERGENCY SERVICES RELATED TO TRAFFIC INCIDENTS, TO AUTHORIZE A MUNICIPALITY TO CHARGE FOR CERTAIN ACTUAL EXPENSES IN TRAFFIC INCIDENTS, TO PROVIDE FOR APPORTIONMENT OF ACTUAL EXPENSES AND TO PROVIDE THAT ESTABLISHED PROVISIONS SHALL NOT APPLY TO CERTAIN CHARGES; AND AMENDING CHAPTER 32, TITLE 31, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 31-3222, IDAHO CODE, TO DEFINE TERMS, TO PROHIBIT A COUNTY FROM CHARGING AN INCIDENT RESPONSE FEE FOR THE USE OF EMERGENCY SERVICES RELATED TO TRAFFIC INCIDENTS, TO AUTHORIZE A COUNTY TO CHARGE FOR CERTAIN ACTUAL EXPENSES IN TRAFFIC INCIDENTS, TO PROVIDE FOR APPORTIONMENT OF ACTUAL EXPENSES AND TO PROVIDE THAT ESTABLISHED PROVISIONS SHALL NOT APPLY TO CERTAIN CHARGES.

**HOUSE BILL NO. 648**  
**BY WAYS AND MEANS COMMITTEE**  
 AN ACT

RELATING TO JUDGMENT; AMENDING SECTION 19-2522, IDAHO CODE, TO REVISE PROVISIONS RELATING TO AN EXAMINATION OF DEFENDANT FOR EVIDENCE OF MENTAL CONDITION; AMENDING SECTION 19-2524, IDAHO CODE, TO PROVIDE THAT CERTAIN EXPENSES SHALL BE BORNE BY THE DEPARTMENT OF CORRECTION, TO GRANT THE DEPARTMENT OF CORRECTION CERTAIN RULEMAKING AUTHORITY AND TO REVISE PROVISIONS RELATING TO CERTAIN EXPENSES BORNE BY THE DEPARTMENT OF HEALTH AND WELFARE; AMENDING SECTION 19-2524, IDAHO CODE, TO REMOVE PROVISIONS RELATING TO SUBSTANCE ABUSE AND MENTAL HEALTH TREATMENT AND TO ESTABLISH PROVISIONS RELATING TO CONSIDERATION OF COMMUNITY-BASED TREATMENT TO MEET BEHAVIORAL HEALTH NEEDS IN SENTENCING AND POST-SENTENCING PROCEEDINGS; PROVIDING A SUNSET DATE AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 649**  
**BY WAYS AND MEANS COMMITTEE**  
 AN ACT

RELATING TO INSURANCE; AMENDING SECTION 41-1003, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 41-1004, IDAHO CODE, TO PROVIDE FOR AN EXEMPTION FROM A LICENSE FOR A PERSON ACTING UNDER A LICENSED BUSINESS ENTITY AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1081, IDAHO CODE, TO PROVIDE FOR FINDINGS OF THE LEGISLATURE AND PURPOSE; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1082, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1083, IDAHO CODE, TO PROVIDE FOR A LIMITED LINES LICENSE FOR A VENDOR SELLING PORTABLE ELECTRONICS INSURANCE; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1084, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR THE SALE OF PORTABLE ELECTRONICS INSURANCE; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1085, IDAHO CODE, TO PROVIDE FOR THE AUTHORITY OF A VENDOR HOLDING A LIMITED LINES LICENSE TO SELL PORTABLE ELECTRONICS INSURANCE; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1086, IDAHO CODE, TO PROVIDE FOR A VENDOR'S RESPONSIBILITY FOR THE ACTIONS OF ITS EMPLOYEES AND AUTHORIZED REPRESENTATIVES ACTING UNDER THE VENDOR'S LICENSE; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1087, IDAHO CODE, TO PROVIDE FOR PENALTIES FOR A VENDOR VIOLATING THE REQUIREMENTS FOR THE SALE OR OFFERING OF PORTABLE ELECTRONICS INSURANCE; AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1088, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR THE TERMINATION OR MODIFICATION OF A POLICY OF PORTABLE ELECTRONICS INSURANCE;

AMENDING CHAPTER 10, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1089, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR A VENDOR APPLYING FOR A LIMITED LINES LICENSE TO SELL OR OFFER PORTABLE ELECTRONICS INSURANCE; AMENDING SECTION 41-1102, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM PORTABLE CONSUMER ELECTRONIC INSURANCE ADJUSTER LICENSURE FOR A CLERICAL PERSON; AMENDING SECTION 41-1103, IDAHO CODE, TO PROVIDE THE MANNER IN WHICH CANADIAN RESIDENTS MAY BE LICENSED TO ADJUST CLAIMS; AMENDING SECTION 41-1104, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 650**  
**BY WAYS AND MEANS COMMITTEE**  
 AN ACT

RELATING TO ANIMAL CARE; AMENDING SECTION 25-3502, IDAHO CODE, TO REVISE A DEFINITION AND TO DEFINE A TERM; AMENDING SECTION 25-3504, IDAHO CODE, TO PROVIDE FOR VIOLATIONS RELATING TO COMMITTING TORTURE TO COMPANION ANIMALS AND TO PROVIDE THAT CERTAIN OFFICERS MAY TAKE POSSESSION OF COMPANION ANIMALS SUBJECTED TO TORTURE; AMENDING SECTION 25-3506, IDAHO CODE, TO PROVIDE FOR VIOLATIONS AND PENALTIES RELATING TO CERTAIN DISPLAYS OF COMBAT BETWEEN GAMECOCKS; AND AMENDING SECTION 25-3520A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO PENALTIES FOR VIOLATIONS.

**HOUSE BILL NO. 651**  
**BY WAYS AND MEANS COMMITTEE**  
 AN ACT

RELATING TO JUDGES; AMENDING SECTION 59-502, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SALARIES OF JUDGES.

[H 645](#), [H 646](#), [H 647](#), [H 648](#), [H 649](#), [H 650](#), and [H 651](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1321](#), as amended, and [S 1271](#), by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

[S 1375](#), by Finance Committee, was introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

**Second Reading of Bills and Joint Resolutions**

[H 641](#), [H 642](#), [H 643](#), and [H 644](#), by Appropriations Committee, were read the second time by title and filed for third reading.

[S 1289](#), [S 1290](#), and [SJM 103](#), by Resources and Environment Committee, were read the second time by title and filed for third reading.

[H 607](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[HCR 45](#), by Education Committee, was read the second time by title and filed for third reading.

[S 1307](#), by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

[S 1332](#), [S 1338](#), [S 1340](#), and [S 1341](#), by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

[S 1359](#), [S 1361](#), [S 1367](#), and [S 1368](#), by Finance Committee, were read the second time by title and filed for third reading.

[H 632](#), by Ways and Means Committee, was read the second time by title and filed for third reading.

[S 1371](#), by State Affairs Committee, was read the second time by title and filed for third reading.

### Third Reading of Bills and Joint Resolutions

Mr. Lake asked unanimous consent that [H 594](#), as amended, be placed on General Orders for consideration. There being no objection it was so ordered.

### [H 637](#) - APPROPRIATION - ATTORNEY GENERAL

[H 637](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Jaquet to open debate.

The question being, "Shall [H 637](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Bateman, Batt, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Luker, Marriott, McGeachin, Nessel, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Shirley, Smith(30), Smith(24), Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27). Total – 49.

NAYS – Andrus, Barbieri, Barrett, Bayer, Boyle, DeMordaunt, Hart, Harwood(DeVries), Loertscher, McMillan, Moyle, Nielsen, Nonini, Schaefer, Shepherd, Simpson, Sims, Mr. Speaker. Total – 18.

Absent and excused – Palmer, Thompson, Wood(35). Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 637](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

### [H 487](#) - MENTAL HEALTH COMMITMENT

[H 487](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Jaquet to open debate.

The question being, "Shall [H 487](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker,

Marriott, McGeachin, McMillan, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Moyle, Palmer, Thompson, Wood(35). Total – 4.

Total – 70.

Whereupon the Speaker declared that [H 487](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

### [H 566](#), as amended, - MEDICAL SAVINGS ACCOUNTS

[H 566](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall [H 566](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 66.

NAYS – King. Total – 1.

Absent and excused – Palmer, Thompson, Wood(35). Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 566](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

### [H 573](#), as amended, - GROUP INSURANCE

[H 573](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thayn and Mr. Luker to open debate.

The question being, "Shall [H 573](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Chadderdon, Collins, Crane, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Perry, Raybould, Roberts, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(24), Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 54.

NAYS – Buckner-Webb, Burgoyne, Chew, Cronin, Higgins, Jaquet, Killen, King, Lacey, Pence, Ringo, Rusche, Smith(30). Total – 13.



Absent and excused – Palmer, Thompson, Wood(35).  
Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 573](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 12, 2012. There being no objection, it was so ordered.

There being no objection, the House returned to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 641](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 641](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Palmer, Thompson, Wood(35).  
Total – 3.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 641](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

Mrs. Batt asked unanimous consent that, pursuant to Rule 38(3), she be excused from voting on [H 641](#) due to a conflict of interest. There being no objection, it was so ordered.

The question being, "Shall [H 641](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Bateman, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Killen, King, Lacey, Luker, Marriott, Moyle, Nessel, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Shepherd, Shirley, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27). Total – 50.

NAYS – Andrus, Barbieri, Barrett, Boyle, Hart, Harwood(DeVries), Lake, Loertscher, McGeachin, McMillan, Nielsen, Nonini, Palmer, Schaefer, Simpson, Sims, Wood(35), Mr. Speaker. Total – 18.

Absent and excused – Thompson. Total – 1.

Excused from voting – Batt. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 641](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 642](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 642](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Palmer, Thompson, Wood(35).  
Total – 3.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 642](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ringo to open debate.

The question being, "Shall [H 642](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – Hart. Total – 1.

Absent and excused – Bedke, Black, Simpson, Thompson.  
Total – 4.

Total – 70.

Whereupon the Speaker declared that [H 642](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 643](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 643](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Palmer, Thompson, Wood(35). Total – 3.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 643](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hagedorn to open debate.

The question being, "Shall [H 643](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Bedke, Thompson. Total – 2.

Total – 70.

Whereupon the Speaker declared that [H 643](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 644](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 644](#) be

read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Palmer, Thompson, Wood(35). Total – 3.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 644](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

At this time, Mr. Moyle took the Chair.

The question being, "Shall [H 644](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35). Total – 67.

NAYS – None.

Absent and excused – Bedke, Thompson, Mr. Speaker. Total – 3.

Total – 70.

Whereupon the Speaker Pro Tem declared that [H 644](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Roberts moved that all rules of the House interfering with the immediate consideration of [H 607](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 607](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Palmer, Thompson, Wood(35).  
Total – 3.

Total – 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 607](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Stevenson to open debate.

The question being, "Shall [H 607](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35). Total – 65.

NAYS – None.

Absent and excused – Anderson, Bedke, McGeachin, Thompson, Mr. Speaker. Total – 5.

Total – 70.

Whereupon the Speaker Pro Tem declared that [H 607](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Roberts moved that all rules of the House interfering with the immediate consideration of [S 1371](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1371](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker,

Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Palmer, Thompson, Wood(35).  
Total – 3.

Total – 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1371](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. King to open debate.

The question being, "Shall [S 1371](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Buckner-Webb, Burgoyne, Chadderdon, Chew, Collins, Crane, Cronin, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Higgins, Jaquet, Killen, King, Lacey, Lake, Loertscher, Luker, Marriott, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Ringo, Roberts, Rusche, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35). Total – 66.

NAYS – None.

Absent and excused – Bedke, McGeachin, Thompson, Mr. Speaker. Total – 4.

Total – 70.

Whereupon the Speaker Pro Tem declared that [S 1371](#) passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Roberts moved that the House adjourn until 10:30 a.m., Monday, March 12, 2012. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:55 a.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk